

Oneida Nation

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Oneida, WI 54155

BC Resolution # 01-23-19-C

Updating and Clarifying Access to the Economic Development, Diversification and Community Development Fund As Amended

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the Oneida Business Committee adopted resolution # BC-09-28-16-B, *Assignment of Return on Investment from OTIE to Economic Development and Diversification*, which created a set-aside until an endowment could be created and directed development and adoption of standard operating procedures for the use of the restricted funds; and
- WHEREAS,** the Treasurer has proposed the development of an economic development corporation, 'Oneida Development Holdings, Inc.,' and identifying the development of the endowment creation resolution, to fulfill the directives of resolution # BC-09-28-16-B; and
- WHEREAS,** the Oneida Business Committee approved the creation of the Community & Economic Development Division and authorized the transition into finalizing this action; and
- WHEREAS,** the Oneida Business Committee approved the following Vision and Mission statements for the new division:
Vision: To elevate the Oneida Nation by providing community & economic development practices that nurture and sustain Oneida families to prosperity.
Mission: To strategically implement systems that foster sustainable development and commerce growth that reflect Tsi? niyukwalihotł (our ways) with innovative approaches that enrich the natural, built and business environments; and
- WHEREAS,** the original resolution adopted in 2016 regarding the OTIE disbursements do not accurately reflect the direction given to the Community & Economic Development Division; and
- WHEREAS,** OTIE has been reorganized as a subsidiary under the OESC Group, LLC; and
- WHEREAS,** the Oneida Business Committee desires to update the 2016 resolution to correctly reflect the goals of community development and economic development; and

WHEREAS, the Oneida Business Committee has reviewed the Economic Development, Diversification and Community Development Fund uses and processes in the prior two years and has determined that it is an appropriate time to update the processes and to allow for greater tracking of the amount of the fund and use of the funds.

Allocation of Dividends and Revenues

NOW THEREFORE BE IT RESOLVED, that resolutions # BC-09-28-16-B, ~~and # BC-07-12-17-A, and # BC-12-12-18-B~~ are reaffirmed as to the creation of the Economic Development, Diversification and Community Development Fund and superseded regarding processes for access, tracking amount of the fund and use of the funds *as identified in this resolution.*

BE IT FURTHER RESOLVED, that the dividends and revenues from OESC Group, LLC and its subsidiaries shall be allocated to the Economic Development, Diversification and Community Development Fund and *any interest income generated by the fund shall accrue to the fund.* ~~The interest income generated by any balance shall not accrue to the Economic Development, Diversification and Community Development Fund.~~

Review and Recommend for Use of Funds

BE IT FURTHER RESOLVED, that the Community and Economic Development Division Director shall review every request for use of the fund, determine if the proposed use is consistent with the fund, and provide a written recommendation to the Oneida Business Committee regarding whether to authorize funds to be allocated from the Economic Development, Diversification and Community Development Fund to a specific project identified by a contract number, CIP number, economic development opportunity number or other easily trackable number or designation.

Authorization to Use Funds

BE IT FURTHER RESOLVED, that the Oneida Business Committee shall be responsible for authorizing use of the Economic Development, Diversification and Community Development Fund by a resolution clearly identifying the amount of funds authorized and purpose of the funds, which may be identified by a contract number, CIP number, economic development opportunity number or other easily trackable number or designation, and the employee responsible for authorizing expenditures of the authorized amount.

Tracking Balance and Use of Funds

BE IT FURTHER RESOLVED, that the Community and Economic Development Division Director shall be responsible for maintaining a list of authorized uses and amounts annually forwarding that list to the Chief Financial Officer who shall be notify the Committee and Economic Development Division Director of the beginning balance in each fiscal year and authorize access to reports which identify the withdrawals from the fund.

Allocation of Funds Once Authorized

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall create the necessary accounts to identify the Economic Development, Diversification and Community Development Fund, allocations and withdrawals, including transfer of funds to a contract, CIP project, economic development opportunity or other authorized activity within the appropriate business unit.

BE IT FURTHER RESOLVED, that the Community and Economic Development Division Director shall, on an annual basis, obtain a reconciliation from any party authorized to utilize the funds, which may be conducted in conjunction of an internal audit or assistance from the Accounting Department.

Standard Operating Procedures

BE IT FINALLY RESOLVED, that the Community and Economic Development Division Director and the Chief Financial Officer shall create necessary standard operating procedures consistent with this resolution.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 9 members were present at a meeting duly called, noticed and held on the 23rd day of January, 2019; that the forgoing resolution was duly adopted at such meeting by a vote of 8 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Summers, Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."